

### **REMARKS**

This communication responds to the Office Action mailed on January 6, 2004. Claim 21 is amended, claims 8-20 and 22-23 are canceled, and no claims are added. As a result, claims 1, 3-7, 21, and 24 are now pending in this Application.

#### **§102 Rejection of the Claims**

Claims 8, 11, 14, 15, 19, 20, 22 and 23 were rejected under 35 USC § 102(b) as being anticipated by Sass et al. (U.S. 5,418,878). First, the Applicants do not admit that Sass et al. is prior art, and reserve the right to swear behind this reference in the future. Second, since claims 8, 11, 14-15, 19-20, and 22-23 have been canceled without prejudice or disclaimer, the rejection is now moot.

#### **Allowable Subject Matter**

The Applicants note with appreciation that claims 1, 3-7 and 24 have been allowed. Claim 21 was objected to as being dependent upon a rejected base claim, but was indicated to be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Thus, claim 21 has been amended to include the limitations of independent base claim 19, and not for reasons related to patentability. Claims 1, 3-7, 21, and 24 should therefore be in condition for allowance.

AMENDMENT UNDER 37 C.F.R. 1.116 – EXPEDITED PROCEDURE

Serial Number: 09/995434

Filing Date: November 27, 2001

Title: SIGNALING MEDIUM AND APPARATUS

Assignee: Intel Corporation

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Dkt: 884.577US1 (INTEL)

**CONCLUSION**

The Applicants respectfully submit that all of the pending claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone the Applicants' attorney at (612) 349-9592 to facilitate prosecution of this application. If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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Date March 5, 2004

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 8 day of March 2004.

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